

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re U.S. Patent Application

Himmelhaus *et al.*

Application No. 10/022,735

Filed: December 20, 2001

For: BIOCHEMICAL SENSOR AND BIOCHEMICAL
TESTING SYSTEM USING THE SAME

Attorney Docket No. HITA.0139



RECEIVED
DEC 17 2003
TC 1700

Art Unit: 1743

Examiner:
Alexander, Lyle

Honorable Assistant Commissioner
for Patents
Washington, D.C. 20231

RESPONSE AND AMENDMENT UNDER 37 C.F.R. §1.111

Sir:

This is in response to the Office Action dated December 1, 2003, the shortened period for response to which will expire on January 1, 2004. Applicants hereby elect the continuing prosecution of Group I, drawn to a chemical sensor, without traverse. Claims 1, 2, 4, 5, and 7 through 11 pertain to the elected group.

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COVER LETTER

Sir:

[x] The fee for submission of claims is calculated as shown below:

FOR	TOTAL WITH NEW CLAIMS ADDED	TOTAL CURRENTLY ON FILE	CLAIMS PAID	RATE	CALCULATION
Total Claims	15	15	(Over 20)	x \$18	0
Independent Claims	3	3	(Over 3)	x \$86	0
MULTIPLE DEPENDENT CLAIM(S)				+ \$290	0
REDUCTION FOR FILING BY SMALL ENTITY (note 37 C.F.R. §§ 1.9, 1.27, 1.28). IF APPLICABLE, VERIFIED STATEMENT MUST BE ATTACHED				x ½	
			TOTAL		0

In addition, the below-identified communications are submitted in the above-captioned application or proceeding:

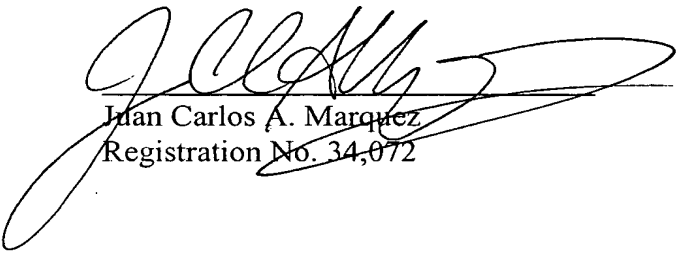
[x] Preliminary Amendment
(with Claim Amendments)
[] Information Disclosure Statement
[] Preliminary Amendment
[] Substitute Specification
[] Other _____

[] Petition for Extension of Time
[] Terminal Disclaimer
[] Letter to Draftsperson
[] Assignment
[] Petition under _____

- ☐ Please charge my **Deposit Account Number** _____ in the amount of _____ to cover the fees for _____. A duplicate copy of this paper is enclosed.
- ☐ A check in the amount of **\$0.00** to cover the fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge any additional fees associated with this communication, including patent application filing fees and processing fees under 37 C.F.R. § 1.16 and 1.17, or credit any overpayment to **Deposit Account Number 08-1480**.

Respectfully submitted,

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December 12, 2003